



STW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/717,921 Confirmation No. : 7563  
Applicant : Wade Martin POTEET et al  
Filed : November 21, 2003  
TC/A.U. : 2632  
Examiner : Not Yet Assigned  
Title : METHODS AND APPARATUS FOR MOLECULAR SPECIES  
DETECTION, INSPECTION AND CLASSIFICATION USING  
ULTRAVIOLET FLUORESCENCE

Docket No. : 86581-0003  
Customer No. : 24633

Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449, which the Examiner may deem relevant to the patentability of the above-identified application. One copy of A8-A13 is submitted herewith.

The USPTO has waived the requirements under 37 CFR 1.98(a)(2)(I) to submit copies of U.S. Patent and U.S. Patent applications, publications when citing and submitting an Information Disclosure Statement in a patent application filed after June 30, 2003, and International Application that have entered the National Stage under 37 U.S.C. 371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to PRE-OG Notice from the Office of Patent Legal Administration dated July 25, 2003, stating an Information Disclosure Statement may be filed

**Attorney Docket No. 10/717,921**  
**Application No. 86581-0003**

without copies of U.S. patent and published applications for patent applications filed after June 30, 2003.

This information disclosure statement is being filed within one of the following time periods: within three months of the filing date of this application other than a continued prosecution application, or within three months of the date of entry into the national stage of this international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114. Therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO-1449. The references contained in this Information Disclosure Statement were first cited in the attached International Search Report (EP) dated April 23, 2004, in counterpart International Application No. PCT/US 03/37292.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed documents are material or constitute "prior art." If the Examiner applies the documents as "prior art" against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

**Attorney Docket No. 10/717,921**  
**Application No. 86581-0003**

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.


Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

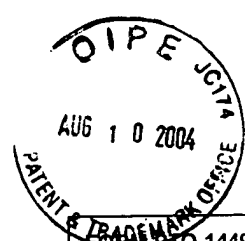
Respectfully submitted,

**HOGAN & HARTSON LLP**

Dated: August 10, 2004

**HOGAN & HARTSON LLP**  
555 13<sup>th</sup> Street, N.W.  
Washington, D.C. 20004  
(202) 637-5600  
**Customer No. 24633**

By:   
Celine Jimenez Crowson  
Reg. No. 40,357  
  
Ajit J. Vaidya  
Reg. No. 43,214



FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (Modified)  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO 86581-0003	APPLICATION NO. 10/717,921
	APPLICANT Wade Martin POTEET et al	
	FILING DATE November 21, 2003	GROUP 2632

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A1	4,897,551	01/30/1990	Gersh et al			
	A2	4,977,325	12/11/1990	Bowen et al			
	A3	5,157,261	10/20/1992	Grey et al			
	A4	5,281,826	01/25/1994	Ivancic et al			
	A5	5,306,642	04/26/1994	Reagen et al			
	A6	5,760,898	06/02/1998	Haley jet al			
	A7	5,912,466	06/15/1999	Funsten et al			

## FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

		DOCUMENT NUMBER	PUBLISHED DATE	COUNTRY	CLASS	SUBCLASS	ABSTRACT	
							Yes	No
	A8	WO 02/16917 A1	02/28/2002	WIPO				
	A9	EP 0806652 A3	04/22/1998	Europe				
	A10	EP 0806652 A2	11/12/1997	Europe				
	A11	EP 1220165 A3	03/10/2004	Europe				
	A12	EP 1220165 A2	07/03/2002	Europe				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	A13	International Search Report for PCT/US 03/37292 dated 04/23/2004

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.